

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Jeffrey YING

Serial No.: 10/772,100

Filed: February 4, 2004

For: WIRELESS POINT-OF-SALE
TRANSACTION SYSTEM AND
METHOD

)
) **Customer No.:** 29000
)
) **Confirmation No.:** 4867
)
) **Group Art Unit:** 3687
)
) **Examiner:** Ade, Oger Garcia
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**ELECTION IN RESPONSE TO RESTRICTION REQUIREMENT AND
AMENDMENT PURSUANT TO 37 C.F.R. 1.111 AND 1.143**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action dated June 26, 2008, setting forth a four-way restriction requirement with respect to pending claims 24-82.

In response to the restriction requirement, and as set forth in more detail in the Remarks section, Applicants hereby provisionally elect to proceed with the **Group III and IV** claims – that is, the Claims 44-62 (Group III) and Claims 63-82 (Group IV). It is believed that search and examination of the claims categorized under at least Groups III and IV in the instant application can be made without serious burden, as they are similar in many respects and essentially relate to system and method counterparts. See M.P.E.P. 803.01.

If the Examiner nevertheless persists in the restriction requirement as between Groups III and IV, then Applicant would respectfully request to that claims 44-62 be withdrawn from further consideration, and that examination be conducted of the Group IV claims.

Applicant have accordingly canceled claims 24-32 and 33-43 (the Group I and II claims) herein, without prejudice to pursue by divisional application or otherwise.

A summary of the status of the claims appears below.

Summary of Claims

Pending:	24-82
Amended:	None
Canceled:	1-43
Unchanged:	44-82
New:	None

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 13 of this paper.